

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

LA UNIÓN DEL PUEBLO ENTERO, et al.,

Plaintiffs,

v.

GREGORY W. ABBOTT, in his official
capacity as Governor of Texas, et al.,

Defendants

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Consolidated Case
No: 5:21-cv-00844-XR

DEFENDANT LISA WISE’S AMENDED INITIAL DISCLOSURES

Pursuant to Rule 26(a)(1) of the Federal Rules of Civil Procedure, and in accordance with this Court’s November 18, 2021 scheduling order (ECF No. 125) and instruction at the November 16, 2021 pretrial conference, Defendant Lisa Wise, in her official capacity as the El Paso County Elections Administrator (“Defendant Wise”), by and through her counsel of record, serves this amended statement of initial disclosures (“Initial Disclosures”). Defendant Wise reserves the right to supplement her Initial Disclosures, which are based upon information reasonably available to Defendant Wise as of this date. Continuing investigation and discovery may require amendment of these Initial Disclosures or supplementation, including to identify other potential witnesses, documents, and information. By making the following Initial Disclosures, Defendant Wise does not represent that she is identifying every document, tangible thing, or witness possibly relevant to this suit and Defendant Wise expressly reserves her rights pursuant to Rule 26(e). Nor does Defendant Wise waive her right to object to the production of any document or tangible thing disclosed herein on the basis of any privilege, work product doctrine, relevance, undue burden, or any other applicable objection under the Federal Rules of Civil Procedure. Defendant Wise’s Initial Disclosures are also made without in any way waiving (1) the right to object on the grounds

of competency, privilege, relevance and materiality, hearsay, or any other grounds, to the use of such information for any purpose, in whole or in part, in any subsequent proceeding or trial in this action or any other action; or (2) the right to object on any and all grounds, at any time, to any discovery request or proceeding involving or relating to the subject matter of these disclosures.

I. INDIVIDUALS

Pursuant to Rule 26(a)(1)(A)(i), the names, addresses, and telephone numbers, where applicable, of individuals likely to have relevant, discoverable information that Defendant Wise may use to support her claims or defenses, unless solely for impeachment, including the subject matter upon which each individual may have information. In accordance with this Court's November 18, 2021 scheduling order and instruction at the November 16, 2021 pretrial conference, Defendant Wise indicates for the individuals below whether they are properly categorized as Tier 1 ("T1") or Tier 2 ("T2") for deposition purposes:

Individual/Title or Role	Contact Information	Subject Matter(s)
Lisa Wise, El Paso County Elections Administrator: T1	To be contacted only through Defendant Wise's counsel	El Paso County's current policies and/or practices for voter registration; elections administration and security; the burdens imposed by SB 1 on voters and officials of El Paso County; responsibilities of administrators, poll workers, poll watchers, election judges and alternates, election clerks and alternates, and County Commissioners
Melissa Soto, El Paso County Elections Administration Coordinator: T2	To be contacted only through Defendant Wise's counsel	El Paso County's current policies and/or practices for voter registration and elections administration
Antonio Rivera, El Paso County Assistant Elections Administrator: T2	To be contacted only through Defendant Wise's counsel	How El Paso County's voter data is organized, maintained, and queried

Vanessa Sepeda, El Paso County Elections Generalist Intermediate: T2	To be contacted only through Defendant Wise's counsel	El Paso County's polling locations
Vanessa Ruiz, El Paso County Elections Generalist Senior: T2	To be contacted only through Defendant Wise's counsel	How El Paso County recruits its poll workers
Melissa Rosales, El Paso County Elections Information and Resources Coordinator: T2	To be contacted only through Defendant Wise's counsel	El Paso County's current policies and/or practices for voter outreach
Flor Lopez, El Paso County Elections Generalist: T2	To be contacted only through Defendant Wise's counsel	El Paso County's ballot-by-mail program
Any experts identified by El Paso County: T2	To be contacted only through Defendant Wise's counsel	

The subject matter and appropriate deposition Tier for the following individuals is presently unknown:

Individual/Title or Role	Contact Information	Subject Matter(s)
Any individuals listed by Plaintiffs in their Rule 26(a)(1) disclosures	Contact through Plaintiffs' counsel	
Any experts identified by Plaintiffs	Contact through Plaintiffs' counsel	
Any individuals listed by the other Defendants or intervenors to this case in their Rule 26(a)(1) disclosures	Contact through each party's respective counsel	
Any experts identified by the other Defendants or intervenors to this case	Contact through each party's respective counsel	

II. DOCUMENTS

Subject to the qualifications set forth above, Defendant Wise discloses the following categories of documents, data compilations, and tangible things that are in Defendant Wise's possession, custody, or control that Defendant Wise may use to support her claims or defenses:

- Motions, pleadings, exhibits, and other public filings or documents exchanged in this litigation;
- Documents relating to El Paso County's current policies and/or practices for voter registration and outreach and elections administration;
- Documents relating to the advisories or directives from the Texas Secretary of State with respect to implementing and enforcing SB 1;
- Documents relating to the burdens on voters in El Paso County from enforcement of SB 1;
- Documents relating to the burdens on Defendant Wise and other officials of El Paso County resulting from enforcement of SB 1;
- Documents relating to whether the burdens imposed by SB 1 on voters and on El Paso County are necessary to conduct secure elections;
- Documents relating to whether the burdens imposed by SB 1 may suppress lawful voter turnout;
- Documents concerning evidence relating to benefits, or the lack thereof, accruing to the County and State from enforcement of SB 1; and
- Relevant documents identified during discovery, which is ongoing.

III. DAMAGES

Defendant Wise denies that Plaintiffs are entitled to any award of damages, fees, or costs against Defendant Wise or El Paso County. Defendant Wise reserves the right to assert counterclaims against Plaintiffs and/or crossclaims against Defendants, and may seek relief including damages, fees, and costs.

IV. INSURANCE

Pursuant to Rule 26(a)(1)(A)(iv), Defendant Wise states that she has no relevant insurance coverage.

Dated: December 1, 2021.

Respectfully submitted,

/s/ Orion Armon

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**Admitted pro hac vice*

*Attorneys for Lisa Wise, in her official capacity as the
El Paso County Elections Administrator*

CERTIFICATE OF SERVICE

I certify that on the 1st day of December, 2021, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of this filing to counsel of record.

/s/ Orion Armon

Orion Armon